

S/N 10/772964

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Claudia MATTERN	Examiner:	unknown
Serial No.:	10/772964	Group Art Unit:	1646
Filed:	February 4, 2004	Docket No.:	08788.0024US01
Title:	CONTROLLED RELEASE DELIVERY SYSTEM FOR NASAL APPLICATIONS		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450 on June 4, 2004.

By:

Name: Sarah Monfeldt

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.





Dated: June 4, 2004

JJG:mmm

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

By _____
John J. Gresens
Reg. No. 33,112

FORM 1449*  INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 08788.0024US01	Application Number: 10/772964
	Applicant: Claudia MATTERN	
	Filing Date: February 4, 2004	Group Art Unit: n/a

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	WO 98//47535	Oct. 1998	WO				
	GB 2 237 510	May 1991	UK				
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
		Dondeti, Polireddy, et al., "Bioadhesive and formulation parameter affecting nasal absorption", <i>International Journal of Pharmaceutics</i> , 127 (1996) 115-133.					
		Hussain, Anwar A., et al., "Testosterone 17 β -N, N-Dimethylglycinate Hydrochloride: A Prodrug with a Potential for Nasal Delivery of Testosterone", <i>Journal of Pharmaceutical Sciences</i> , Vol. 91, No. 3, March 2002, pp. 785-789.					
		Ko, Kuang-Ta, et al., "Emulsion formulations of testosterone for nasal administration", <i>J. Microencapsulation</i> , 1998, vol. 15, no. 2, pp. 197-205.					
		Cicinelli, Ettore, et al., "Progesterone administration by nasal spray", <i>Fertility and Sterility</i> , vol. 56, no. 1, July 1991, pp. 139-141.					
		Cicinelli, E., et al., "Nasally-administered progesterone: comparison of ointment and spray formulations", Elsevier Scientific Publishers Ireland Ltd., 13 (1991), pp. 313-317.					
		Cicinelli, E., et al., "Progesterone administration by nasal spray in menopausal women: comparison between two different spray formulations", <i>Gynecol. Endocrinol.</i> , 6(1992), pp. 247-251.					
		Cicinelli, Ettore, et al., "Nasal spray administration of unmodified progesterone: evaluation of progesterone serum levels with three different radioimmunoassay techniques", <i>Maturitas Journal of the Climacteric & Postmenopause</i> , 19(1994), pp. 43-52.					
		Steege, John, F., et al., "Bioavailability of nasally administered progesterone", <i>Fertility and Sterility</i> , vol. 46, no. 4, 1986, pp. 727-729.					
		Provasi, D., et la., "Nasal delivery progesterone powder formulations comparison with oral administration", <i>Boll. Chim. Farmaceutico</i> , Ann 132, n. 10 (1993), pp. 402-404.					

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EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Claudia MATTERN

Examiner: unknown

Serial No.: 10/772964

Group Art Unit: 1646

Filed: February 4, 2004

Docket: 08788.0024US01

Confirmation No.: 5308

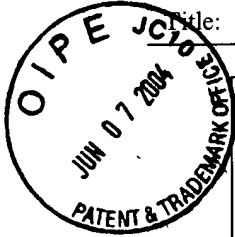
Notice of Allow. n/a

No.:

Date:

Due Date: n/a

Title: CONTROLLED RELEASE DELIVERY SYSTEM FOR NASAL APPLICATIONS



CERTIFICATE UNDER 37 CFR 1.8:

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By: *Sarah Monfeldt*
Name: Sarah Monfeldt

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement, Form 1449, 11 Reference(s)
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

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By: *J. Gresens*
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